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James W. Paul, Registration No. 29,967

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re application of: ) Examiner: RICHARD LEE

)

THOMAS D. HENDERSON, ET AL. ) Group Art Unit: 2613

)

Serial No. 09/013,645 ) Docket No.: SEXTA 36769

)

Filed: January 26, 1998 )

)

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**SUPPLEMENTAL REPLY BRIEF UNDER 37 CFR 1.193(b)(1)**

This is in reply to the Supplemental Examiner's Answer mailed April 15, 2002  
in connection with the appeal filed in the above noted matter.

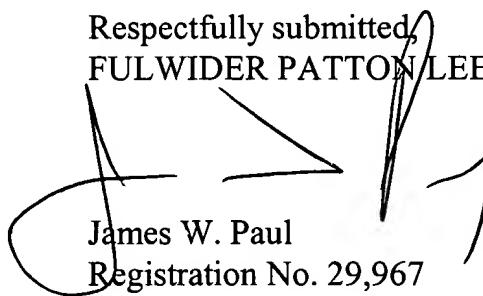
It is respectfully noted that there has been no indication that the application was remanded by the Board of Patent Appeals and Interferences for the purpose of eliciting a

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Serial No. 09/013,645  
Attorney Docket No. SEXTA 36769

supplemental examiner's answer. Under 37 CFR 1.193(b)(1), a supplemental examiner's answer is not permitted unless the application has been remanded by the Board of Patent Appeals and Interferences for such purposes. Accordingly, it is respectfully submitted that the Supplemental Examiner's Answer mailed April 15, 2002 should not be entered or considered.

Appellant respectfully requests reversal of the rejection of Claims 1-3 and 8.

Respectfully submitted,  
FULWIDER PATTON LEE & UTECHT, LLP  
  
James W. Paul  
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# TRANSMITTAL FORM

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		Application Number	09/013,645
		Filing Date	01/26/1998
		First Named Inventor	Thomas D. Henderson, et al.
		Group Art Unit	2613
		Examiner Name	Richard Lee
Total Number of Pages in This Submission		Attorney Docket Number	SEXTA 36769 JUN 18 2002

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<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks



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PATENT TRADEMARK OFFICE

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	David G. Parkhurst, Registration No. 29,422 FULWIDER PATTON LEE & UTECHT, LLP
Signature	
Date	06/07/2002

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